



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/003,930	11/02/2001	Nicholas J. Elsey	41698-1025	7726

7590

11/09/2005

Alex L. Yip
Kaye Scholer LLP
425 Park Avenue
New York, NY 10022

EXAMINER

SALIARD, SHANNON S

ART UNIT

PAPER NUMBER

3639

DATE MAILED: 11/09/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	10/003,930	ELSEY ET AL.	
	Examiner	Art Unit	
	Shannon S. Saliard	3639	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 02 November 2001.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-54 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-54 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|-----------------------------------------------------------------------------------------|-----------------------------------------------------------------------------|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. **Claims 1-10, 12-14, 16-25, 27-37, 39-41, 43-52, and 54** are rejected under 35 U.S.C. 102(b) as being anticipated by Zhang et al [U.S. Patent No. 6,016,478].

As per **claims 1, 13, 28, and 40**, Zhang et al discloses a method for sharing selected information in a data item in a first source with a second source, the first source operating on a selected time reference, the data item being associated with a time, the method comprising: receiving a time range within which times associated with data items in the first source which would otherwise be considered according to the selected time reference should be considered according to a second time reference in the second source; determining whether the time associated with the data item is within the time range; and storing the selected information and the time associated with the data item in the second source, the associated time being considered according to the second time reference in the second source when it is determined that the associated time is within the time range (col 21, lines 22-67; col 22, lines 14-18).

As per **claims 2, 14, 29 and 41**, Zhang et al further discloses wherein the selected time reference includes a time zone, and the second time reference includes another time zone (col 21, lines 58-67).

As per **claims 3, 18, 30 and 45**, Zhang et al further discloses wherein the data item concerns a time-sensitive event (col 6, lines 22-27).

As per **claims 4, 19, 31, and 46**, Zhang et al further discloses further comprising adjusting a time of sending an alert about the time-sensitive event when it is determined that the associated time is within the time range (col 22, lines 14-17).

As per **claims 5, 20, 32, and 47**, Zhang et al further discloses wherein the time sensitive event includes an appointment (col 6, lines 22-27).

As per **claims 6, 21, 33, and 48**, Zhang et al further discloses wherein the first source includes a personal information manager (PIM) (col 5, lines 50-54).

As per **claims 7, 22, 34, and 49**, Zhang et al further discloses wherein the second source includes a database accessible through an information service (col 6, lines 48-57).

As per **claims 8, 23, 35, and 50**, Zhang et al further discloses wherein the information service is provided by an operator (col 6, lines 48-57).

As per **claims 9, 24, 36, and 51**, Zhang et al further discloses wherein the second source includes a database accessible through a communications connection (col 6, lines 58-67).

As per **claims 10, 25, 37, and 52**, Zhang et al further discloses wherein the communications connection includes an Internet connection (col 6, lines 58-67).

As per **claims 12, 27, 39, and 54**, Zhang et al further discloses further comprising showing the associated time from the second source with an indicator indicating that the associated time is according to a time reference different than the selected time reference (col 21, lines 65-67).

As per **claims 16 and 43**, Zhang et al further discloses wherein the at least one time-reference indicator includes a plurality of time-reference indicators, the method further comprising selecting from the plurality of time-reference indicators a controlling time-reference indicator in accordance with a predetermined priority scheme, the controlling time-reference indicator indicating the second time reference (col 21, lines 58-67).

As per **claims 17 and 44**, Zhang et al further discloses wherein the predetermined priority scheme determines priority of each time-reference indicator based on a location of the time-reference indicator in the data item (col 21, lines 58-67).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. **Claims 15 and 42** are rejected under 35 U.S.C. 103(a) as being unpatentable over Zhang et al [U.S. Patent No. 6,016,478].

Art Unit: 3639

As per **claims 15 and 42**, Zhang et al discloses all the limitations of claims 13 and 40. Zhang et al fails to explicitly disclose wherein the at least one time-reference indicator includes an abbreviation of the time zones. However, it would have been obvious to one of ordinary skill in the art at the time of the invention to use an abbreviation to indicate a time zone to occupy less memory of a computer when storing and transferring information.

4. **Claims 11, 26, 38, and 53** are rejected under 35 U.S.C. 103(a) as being unpatentable over Zhang et al [U.S. Patent No. 6,016,478] in view of Business Week article (See enclosed).

As per **claims 11, 26, 38, and 53**, Zhang et al discloses all the limitations of claims 1, 9, 13, 24, 28, 36, 40, and 51. Zhang et al fails to disclose wherein the communications connection includes a voice connection. However, Business Week discloses that a voice connection is used as a communication for updating a PIM (page 2, lines 9-21). Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to modify the invention of Zhang et al to include the method disclosed by Business Wire. Business Wire provides the motivation that the method is user-friendly for individuals whose lives have become more automated that would like efficiency with a human element.

Conclusion

Examiner's Note: Examiner has cited particular columns and line numbers in the references as applied to the claims below for the convenience of the applicant.

Although the specified citations are representative of the teachings in the art and are applied to the specific limitations within the individual claim, other passages and figures may apply as well. It is respectfully requested that the applicant, in preparing the responses, fully consider the references in entirety as potentially teaching all or part of the claimed invention, as well as the context of the passage as taught by the prior art or disclosed by the examiner.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Shannon S. Saliard whose telephone number is 571-272-5587. The examiner can normally be reached on Monday - Friday, 8:00 am - 4:30 pm.

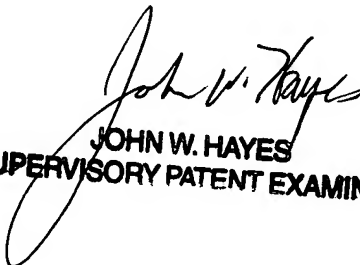
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John W. Hayes can be reached on 571-272-6708. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3639

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Shannon S Saliard
Examiner
Art Unit 3639

SSS


JOHN W. HAYES
SUPERVISORY PATENT EXAMINER